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PARRISH, DAN

4/15/2009

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA, et al.,

Plaintiff,

vs.

CASE NO. 05-CV-00329-GKF SAJ

TYSON FOODS, INC., et al.,  
Defendants.

DEPOSITION OF DAN PARRISH  
TAKEN ON BEHALF OF THE DEFENDANTS  
ON APRIL 15, 2009, BEGINNING AT 2:15 P.M.  
IN OKLAHOMA CITY, OKLAHOMA

APPEARANCES:

On behalf of the PLAINTIFF:

Mr. J. Trevor Hammons

Mr. Dan Lennington

OKLAHOMA ATTORNEY GENERAL'S OFFICE

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On behalf of the DEFENDANT-CARGILL, INC. AND CARGILL  
TURKEY PRODUCTION:

Ms. Theresa Hill

RHODES, HIERONYMUS, JONES, TUCKER & GABLE

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Also Present: Ms. Teena Gunter

REPORTED BY: Laura L. Robertson, CSR, RPR

Exhibit 24

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1 division have questions or concerns in any of those  
2 areas, including all three areas, he is our expert  
3 that I turn to.

4 Q. What is the nature of Dr. Pham's work as  
5 related to the Oklahoma Poultry Feeding Operations Act  
6 and Poultry Waste Applicators Act?

7 A. Quang Pham is not a doctor, he is a  
8 professional engineer. And again, whenever I have  
9 concerns or questions about engineering specifics of  
10 the regulations dealing with any engineering issues,  
11 he's one of two technical staff I turn to.

12 Q. And what is -- what are Harold Springer's  
13 responsibilities as they relate to the Oklahoma  
14 Poultry Feeding Operations Act or the Poultry Waste  
15 Applicators Act?

16 A. Harold Springer is also a professional  
17 engineer, and when I have issues pertaining to  
18 engineering issues and one other item, comprehensive  
19 nutrient management plans, he is one of the two I turn  
20 to. Back to Quang Pham, if I can add comprehensive  
21 nutrient management plans is also one of his tasks.

22 Q. So please tell us for the record the total  
23 sum that ODAFF is claiming it expended to regulate the  
24 poultry industry in the Illinois River Watershed.

25 A. On page 1 and page 2 of the defendant's

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1 Exhibit No. 2, the total is \$720,351 of expenditures  
2 by the ODAFF AEMS Division for regulating the poultry  
3 industry in the Illinois River Watershed.

4 Q. All right. Page 2 contains much of the same  
5 information as page 1. Let's go on to page number 3.  
6 Is this your writing on this page, page number 3?

7 A. Yes.

8 Q. Okay. And tell me what page number 3  
9 contains, what does this information here show us?

10 A. Page number 3 is for fiscal year 2008. This  
11 is from the finance division at the Department of  
12 Agriculture. The actual expenditures by program, by  
13 revenue, by operating and by salary expenditures.

14 Q. And on page 3, if you add up the numbers in  
15 each of these columns and add all of those together,  
16 did you reach that 367,558 sum?

17 A. Grand expenses total are \$367,558 of  
18 expenditures, operating and salaries together, to  
19 regulate the industry based upon the programs that are  
20 listed there. There are six programs that are listed  
21 for poultry.

22 Q. I didn't add up the 12,000, 206,000 and  
23 161,000, are those the three numbers that make up this  
24 367,000?

25 A. The 367,000 is my line that is accrued line,